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JUL 14 2005

OFFICE OF PETITIONS

In re Application of :
Thomas Murdock : DECISION ON
Application No. 10/042,508 : PETITION
Filed: January 8, 2002 :
Atty Docket No. ARC 2452D1 :
:

This is a decision on the petition filed by facsimile transmission on June 16, 2005, pursuant to 37 CFR 1.137(b), to revive the above-identified application.

The petition is GRANTED.

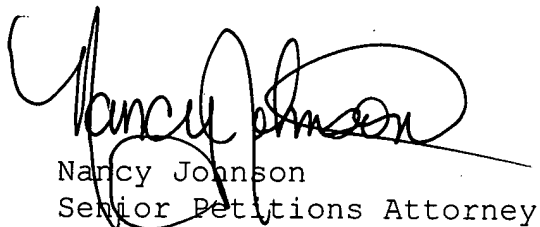
The above-identified application became abandoned for failure to file a timely and proper reply to the final Office action mailed December 14, 2004. This Office action set a shortened statutory period for reply of three (3) months, with extensions of time obtainable under §1.136(a). On May 3, 2005, applicant replied with an amendment, made timely by an accompanying petition for a two-month extension of time. However, this amendment was determined by the examiner not to place the application in condition for allowance (Advisory Action mailed June 6, 2005). No further reply received and no further extension obtained, the application became abandoned effective May 15, 2004. The instant petition precedes the mailing of a courtesy Notice of Abandonment.

With the instant petition (and petition fee), petitioner filed a Request for Continued Examination (RCE) under 37 CFR 1.114, including an amendment as the submission, and payment of the RCE

fee. The RCE has been accepted as the required reply under 37 CFR 1.137(b)(1). Petitioner has met all other requirements for a grantable petition under 37 CFR 1.137(b).

The application file is being forwarded to Technology Center 1762 for consideration by the examiner of the submission under § 1.114, the amendment filed June 16, 2005.

Telephone inquiries specific to this decision should be directed to the undersigned at (571) 272-3219.



Nancy Johnson
Senior Petitions Attorney
Office of Petitions